

Docket No. 3142/34

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of: Michael E. Reedy and Edward W. Rider, Jr.
Patent No.: 5,817,261
Issued: October 6, 1998
For: PROCESS FOR PRODUCING ALKENYL AROMATIC
FOAMS USING A COMBINATION OF ATMOSPHERIC
AND ORGANIC GASES AND FOAMS PRODUCED
THEREBY

Assistant Commissioner for Patents
Washington, D.C. 20231

REISSUE DECLARATION

Sir:

Michael E. Reedy and Edward W. Rider, Jr. the above-named petitioners, declare that:

1. We are citizens of the United States of America residing respectively at:

Michael E. Reedy
42 First Street
Keyport, NJ 07735

Edward W. Rider, Jr.
RD#1 Box 43 South Plank Road
Slate Hill, NY 10973;

2. The entire title to Letters Patent No. 5,817,261 granted on October 6, 1998 to Michael E. Reedy and Edward W. Rider, Jr. is vested in co-assignees Reedy International Corporation and Genpak Corporation;

3. Petitioner Michael E. Reedy, as President of co-assignee Reedy International Corporation, is authorized to act on behalf of co-assignee Reedy International Corporation, and petitioner Edward W. Rider, Jr., as President of co-assignee Genpak Corporation, is authorized to act on behalf of co-assignee Genpak Corporation;

4. We verily believe ourselves to be the original, first and joint inventors of the invention described and claimed in the aforesaid Letters Patent and in the specification of the attached reissue application for which invention we solicit a reissue patent;

5. We do not know and do not believe the claimed invention was ever known or used in the United States of America before the invention thereof by us;

6. We believe the original patent to be wholly or partly inoperative or invalid by reason of our claiming less we they had a right to claim by failing to obtain claims of varying type and scope. In particular, the error on which reissue is based is that in the original application, we failed to claim an additive suitable for use in a foamable polymer composition, and a foamable polymer composition comprising an alkenyl aromatic polymer and an additive. This error was made without any deceptive intent, and is corrected by the addition of new claims 19 – 50;

7. We have reviewed and understand the contents of the above identified specification and claims, including new claims 19-50 as referred to above;

8. We acknowledge the duty to disclose information which is material to the examination of the attached reissue application in accordance with 37 CFR 1.56;

9. This Declaration is accompanied by the Assignees' assent to the filing of the attached reissue application and by the Assignees' offer to surrender the original Letters Patent as required by 37 CFR 1.178;

10. We appoint the following as our attorneys or agents with full power of substitution to prosecute the attached reissue application and transact all business in the Patent and Trademark Office connected therewith: Michael J. Pantuliano, Reg. No. 18,971; John E. Kidd, Reg. No. 19,916; Victor Siber, Reg. No. 27,149; Margaret B. Kelley, Reg. No. 29,181; Philip E. Roux, Reg. No. 31,295; C. Joseph Laughon, II, Reg. No. 31,389; Leora Ben-Ami, Reg. No. 32,455; Robert D. Schaffer, Reg. No. 33,775; Michael M. O'Shea, Reg. No. 35,631; Joel N. Bock, Reg. No. 36,456; Patricia A. Carson, Reg. No. 36,473; Gerard P. Norton, Reg. No. 36,621; John T. Johnson, Reg. No. 37,363; Victor Geraci, Reg. No. 38,157; Gregory P. Silberman, Reg. No., 39,836; Frank C. Cimino, Reg. No. 39,945; James V. Mahon, Reg. No. 41,966; Frank J. Nuzzi, Reg. No. 42,944; David P. Ries, Reg. No. 43,046; Anne M. Coughlin, Reg. No. 43,564 and Joseph P. Kincart, Reg. No. 43,716, all of the firm of Clifford Chance Rogers & Wells LLP, 200 Park Avenue, New York, NY 10166-0153.

11. Correspondence in connection with the attached reissue application should be addressed to:

Philip E. Roux
Clifford Chance Rogers & Wells LLP
200 Park Avenue
New York, NY 10166-0153

We, the undersigned petitioners, declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false

Patent No. 5,817,261

the validity of the application or any patent issuing thereon.

~~Date~~

Date _____

[illegible]

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REISSUE DECLARATION
Patent No. 5,817,261

statements or the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Michael E. Reedy

Date _____

Edward W. Rider, Jr. Sept. 27, 2000
Edward W. Rider, Jr. Date

Edward W. Rider, Jr.

Date _____

1970	1971	1972	1973	1974	1975	1976	1977	1978	1979	1980	1981	1982	1983	1984	1985	1986	1987	1988	1989	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100	2101	2102	2103	2104	2105	2106	2107	2108	2109	2110	2111	2112	2113	2114	2115	2116	2117	2118	2119	2120	2121	2122	2123	2124	2125	2126	2127	2128	2129	2130	2131	2132	2133	2134	2135	2136	2137	2138	2139	2140	2141	2142	2143	2144	2145	2146	2147	2148	2149	2150	2151	2152	2153	2154	2155	2156	2157	2158	2159	2160	2161	2162	2163	2164	2165	2166	2167	2168	2169	2170	2171	2172	2173	2174	2175	2176	2177	2178	2179	2180	2181	2182	2183	2184	2185	2186	2187	2188	2189	2190	2191	2192	2193	2194	2195	2196	2197	2198	2199	2200	2201	2202	2203	2204	2205	2206	2207	2208	2209	2210	2211	2212	2213	2214	2215	2216	2217	2218	2219	2220	2221	2222	2223	2224	2225	2226	2227	2228	2229	2230	2231	2232	2233	2234	2235	2236	2237	2238	2239	2240	2241	2242	2243	2244	2245	2246	2247	2248	2249	2250	2251	2252	2253	2254	2255	2256	2257	2258	2259	2260	2261	2262	2263	2264	2265	2266	2267	2268	2269	2270	2271	2272	2273	2274	2275	2276	2277	2278	2279	2280	2281	2282	2283	2284	2285	2286	2287	2288	2289	2290	2291	2292	2293	2294	2295	2296	2297	2298	2299	2300	2301	2302	2303	2304	2305	2306	2307	2308	2309	2310	2311	2312	2313	2314	2315	2316	2317	2318	2319	2320	2321	2322	2323	2324	2325	2326	2327	2328	2329	2330	2331	2332	2333	2334	2335	2336	2337	2338	2339	2340	2341	2342	2343	2344	2345	2346	2347	2348	2349	2350	2351	2352	2353	2354	2355	2356	2357	2358	2359	2360	2361	2362	2363	2364	2365	2366	2367	2368	2369	2370	2371	2372	2373	2374	2375	2376	2377	2378	2379	2380	2381	2382	2383	2384	2385	2386	2387	2388	2389	2390	2391	2392	2393	2394	2395	2396	2397	2398	2399	2400	2401	2402	2403	2404	2405	2406	2407	2408	2409	2410	2411	2412	2413	2414	2415	2416	2417	2418	2419	2420	2421	2422	2423
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THEREBY

Assistant Commissioner for Patents
Washington, D.C. 20231

**ASSIGNEES' CONSENT TO REISSUE FILING UNDER
37 C.F.R. § 1.172 AND OFFER TO SURRENDER ORIGINAL
LETTERS PATENT UNDER 37 C.F.R. § 1.178**

Reedy International Corporation, whose post office address is 25 E. Front Street, Keyport, NJ
07735 (hereinafter "Reedy International")

-and-

Genpak Corporation, whose post office address is 68 Warren Street, Glen Falls, NY 12801-0727
(hereinafter "Genpak"), declare the following:

1. Reedy International and Genpak are co-assignees and owners of all right, title, and interest in U.S. Patent No. 5,817,261 ("the '261 Patent") entitled "Process for Producing Alkenyl Aromatic Foams Using A Combination Of Atmospheric And Organic Gases And Foams Produced Thereby," issued on October 6, 1998 to Michael E. Reedy and Edward W. Rider, Jr.;

2. Reedy International and Genpak believe that Michael E. Reedy and Edward W. Rider, Jr. are the original, first and joint inventors of the invention described and claimed in U.S. Patent No. 5,817,261 and in the accompanying reissue application for U.S. patent no. 5,817,261, for which they now solicit a reissue patent; and
3. Reedy International and Genpak, as co-assignees of the entire interest in U.S. Patent No. 5,817,261, offer to surrender the original letters patent upon allowance of the accompanying reissue application.

Reedy International and Genpak further declare that all statements made herein are true and all statements made herein on information and belief are believed to be true, and further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the accompanying reissue application or any reissue patent granted therein.

REEDY INTERNATIONAL CORPORATION

By: Michael E. Reedy
Michael E. Reedy
President

Dated: July 15, 2006

GENPAK CORPORATION

By: _____
James J. Reilly
President

Dated: _____

Docket No. 3142/34

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REEDY INTERNATIONAL CORPORATION

By: _____
Michael E. Reedy
President

Dated: _____

GENPAK CORPORATION

By: James J. Reilly
James J. Reilly
President

Dated: 9/6/00